

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 2551-59

C# M#

Jannes et al

TC/A.U.

1637

Serial No. 09/931,486

Examiner: HORLICK

Filed: August 14, 2001

Date: May 5, 2004

Title: SIMULTANEOUS DETECTION, IDENTIFICATION AND DIFFERENTIATION OF  
EUBACTERIAL TAXA USING A HYBRIDIZATION ASSAYCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**STATEMENT**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 86.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

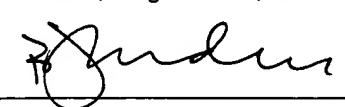
Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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Telephone: (703) 816-4000  
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BJS:ppNIXON & VANDERHYE P.C.  
By Atty: B. J. Sadoff, Reg. No. 36,663Signature: 



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Jannes et al

Atty. Ref.: 2551-59; Confirmation No.

Appl. No. 09/931,486

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EUBACTERIAL TAXA USING A HYBRIDIZATION ASSAY

\* \* \* \* \*

May 5, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**STATEMENT**

This is to confirm the undersigned's teleconference with the Examiner in the above on May 4, 2004, wherein the Examiner is understood to have agreed that the active claims (i.e., claims 115-118, 121, 124-128, 135, 136, 141-145, 149 and 150), are in condition for allowance and that the Examiner will cancel claims 119, 120, 122, 123, 129-134, 137-140 and 146-148, without prejudice, in an Examiner's Amendment to be forwarded with the Notice of Allowance and Notice of Allowability. Nothing further is believed to be required by the Applicants at this time however the Examiner is requested to advise the undersigned if otherwise.

Jannes et al  
Appl. No. 09/931,486  
May 5, 2004

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_



B. J. Sadoff  
Reg. No. 36,663

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